

## AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

OCT 18 1966

Date of filing in State Engineer's Office

Returned to applicant for correction

MAR 7 1967

Corrected application filed

MAY 8 1967

Map filed MAY 8 1967

The applicant Mentaberry Brothers

of McDermitt

County of Humboldt

State of Nevada

hereby makes application for permission to change the  
point of diversion and place of use of a portion

of water heretofore appropriated under Serial No. 18724

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground

(Name of stream, lake or other source.)

2. The amount of water to be changed 1.0

(Second feet, acre feet.)

3. The water to be used for irrigation and domestic

(If for stock state number and kind of animals.)

4. The water heretofore used for irrigation and domestic

(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point NW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 20, T. 47 N., R. 37 E.,

M.D.B. &amp; M., or at a point from which the NE corner of said Sec. 20

(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)

bears N. 35° 15' E. 3,400 feet.

6. The existing point of diversion is located within NE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 24, T. 47 N., R. 37 E.,

M.D.B. &amp; M., or at a point from which the NE corner of said Sec. 24

(If point of diversion is not changed, do not answer.)

bears N. 88° 31' E. 3,861 feet.

7. Proposed place of use SW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 20, T. 47 N., R. 37 E., 40 acres

(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

approximate to be irrigated on drought years.

8. Existing place of use 13.3 ac. NE $\frac{1}{4}$  NW $\frac{1}{4}$  13.3 ac. NW $\frac{1}{4}$  NE $\frac{1}{4}$  13.4 ac.

(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

NE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 24, T. 47 N., R. 37 E., M.D.B. & M., 40 acres total

9. Use will be from January 1st to December 31st of each year.

(Month)

(Month)

10. Use has been from January 1st to December 31st of each year.

(Month)

(Month)

11. Description of proposed works.

Drilled well, pump and ditches

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$8,000.00

13. Estimated time required to construct works two weeks

14. Remarks

Compared jw/jb hs/jw

Applicant Mentaberry Brothers  
S/

By C.A. (Charles C. Armuth, Jr.)  
Witness Louie Mendiola

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 18724 is issued subject to the terms and conditions imposed in said Permit 18724 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening, an air line and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before May 15, 1968

Proof of commencement of work shall be filed before June 15, 1968

Work must be prosecuted with reasonable diligence and be completed on or before May 15, 1969

Proof of completion of work shall be filed before June 15, 1969

Application of water to beneficial use shall be made on or before May 15, 1970

Proof of the application of water to beneficial use shall be filed on or before June 15, 1970

Map in support of proof of beneficial use shall be filed on or before June 15, 1970

Commencement of work filed June 11, 1968 IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD

Completion of work filed June 11, 1968 State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed July 16, 1970 my office, this 15th day of November

Cultural map filed MAY 2, 1969

Certificate No. 7444 Issued 10-21-70 A.D. 1967

Recorded 10-27-78 51 Page 153

ABROGATED BY 25092-Inten